THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No.25588 of 2005

Between:

Sri Durga Minerals.

.. PETITIONER

and

The General Manager,
The National Small Industries Corporation Limited.

.. RESPONDENT

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ORDER:

This court, while issuing notice before admission on 03-02-2006,

directed the respondent not to seize the machinery installed in the plant of the petitioner subject to the condition that the petitioner deposits a sum of Rs.1,00,000/- (Rupees one lakh only) with the respondent.

The learned counsel appearing for the respondent submits that the petitioner has not deposited a sum of Rs.1,00,000/- and the said conditional order has not been complied with.

In order to ascertain the said fact, the matter was adjourned from 02-03-2007 to 08-06-2007. On 08-06-2007, no information has been given with regard to the compliance of the said conditional order and therefore, the matter was posted under the caption “for dismissal” today. Today, when the matter is called, neither learned counsel for the petitioner is present nor is there any representation on his behalf.

Accordingly, the writ petition is dismissed for non-prosecution. However, the interim order granted on 03-02-2006 shall stand vacated. There shall be no order as to costs.

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25-06-2007

Prv